IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITON NO.4689 OF 2006

Trans Asian Shipping Services Pvt. Ltd. ..Petitioner.

V/s.

The Director of Revenue Intelligence
& Ors. ..Respondents.

Mr.Snehal Shah with Miss C.Nevis and A.Singh for petitioner.

Mrs.N.V.Masurkar i/b. H.P.Chaudhari for respondents.

CORAM : H.L.GOKHALE AND
J.P.DEVADHAR, JJ.

DATED : 9TH NOVEMBER, 2006.

P.C. :-

. Heard Mr.Shah in support of this petition. Mrs.Masurkar appears for the respondents. Petitioner is an Indian Shipping Co. Certain cargo was to be exported and it was brought in 7 containers belonging to the petitioner. It so happened that for violation of various legal provisions, the material to be exported has been confiscated by the respondent. Along with the materials, the containers of the petitioner have also been detained. Petitioner has, therefore, filed this petition for release of these containers. A reply has been filed for the respondents by one Dr.T. Tiju, Dy.Director of Revenue Intelligence affirmed on 10th October, 2006. In paragraph No.10 of this

affidavit, it is specifically stated that none of the goods are hazardous in nature. It is further stated in the affidavit and it is reiterated by Mr.Tiju who is present in the Court that the respondents are ready to de-stuff the containers and release the containers within 2 weeks from the date of passing of the order. In view of the statement of the Officer, the respondents will de-stuff the containers and release them within 2 weeks from the date of this order, which satisfies prayer (a) of the petition. As far as prayer (b) of the petition is concerned, it is concerning the rent and other storage charges. Mr.Shah makes a statement that the petitioner are not pressing it as of now. He further makes a statement that if so instructed, appropriate steps will be taken for this purpose before appropriate forum.

Petition stands disposed of accordingly.

(H.L.GOKHALE, J.)

(J.P.DEVADHAR, J.)